

Exhibit 9

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UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

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In re: Chapter 13

RUDOLF J.O. ERNST and ANGELIKA L. Case No. 04-12291-JMP
ERNST,

Debtors.

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NOTICE OF APPEAL

Notice is hereby given that, pursuant to 28 U.S.C. § 158(a), Michael Q. Carey, d/b/a Carey & Associates ("Carey"), a creditor in this action, appeals to the United States District Court for the Southern District of New York from the so-ordered "Memorandum of Decision Granting Debtors' Motion for Summary Judgment and Disallowing Amended Claim of Michael Q. Carey for Attorneys' Fees" of the Honorable James M. Peck, entered in this action on the 27th day of April 2007.

Dated: New York, New York
May 4, 2007

CAREY & ASSOCIATES LLC

By: /s/ MICHAEL Q. CAREY

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The following transaction was received from Carey, Michael Q. entered on 5/4/2007 at 2:45 PM and filed on 5/4/2007

Case Name: Rudolf J.O. Ernst and Angelika L. Ernst

Case Number: 04-12291-jmpDocument Number: 143**Docket Text:**Notice of Appeal of the *Order of the Bankruptcy Court entered April 27, 2007* (related document(s)[141]) filed by Michael Q. Carey on behalf of Michael Q. Carey. Appellant Designation due by 5/14/2007, (Attachments: # (1) Civil Cover Sheet)(Carey, Michael)

The following document(s) are associated with this transaction:

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Original filename: /Volumes/Litigation Server/Active Client Data G5/Carey V Ernst All/Cases/ Ernst Bkcy & Collect fee #0584 /Legal - Bkr Ct 04-12291/2007/07-05-04 MQC Appeal/07-05-04 Notice of Appeal/ ECF Docs/07-05-04 NoA.pdf

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[STAMP_NYSBStamp_ID=842906028 [Date=5/4/2007] [FileNumber=5877785-0] [9b28cb459e8b01ab7c608a0b5af8b4f9c263038e236694faebf400eaef7dfae17231510439772483198ed71cc8be05afdb7926f5987239402b557d10153977f03]]

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MQC Appeal/07-05-04 Notice of Appeal/ ECF Docs/07-05-04 Civ Cover Sht.pdf

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[STAMP_NYSBStamp_ID=842906028 [Date=5/4/2007] [FileNumber=5877785-1] [1be2a885ba745a3d4d4c41fe551976d7841d1b535d4b0fa2491a850100b1c2a058b8a7b95cb8ae079e9eecd7e58248dd683a6721662b1191b089d58073a97266]]

04-12291-jmp Notice will be electronically mailed to:Michael Q. Carey mqc@careylitigation.com, NPCConcepcion@CareyLitigation.comJoseph L. Fox jfox@kswny.comBruce D. Mael b.mael@bhpp.comJeffrey L. Sapir-13 info@sapirch13tr.comLinh Tran bline.chapter13@blinellc.com**04-12291-jmp Notice will not be electronically mailed to:**B-First, LLC
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Clerk's Office of the U.S. Bankruptcy Court

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